GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Commercial Tax Department - Surprise check on the Integrated Check Post, Naraharipet, Chittoor District on 27.03.2013 – Certain irregularities noticed – Initiation of Disciplinary Proceedings Against Sri E.Subramanyam, Jr.Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District, Naraharipet, Chittoor District under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules, 1991 - Articles of charges - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.147 **Dated:20.01.2020**
Read the following:-

1. From the DG, ACB, Lr.Rc.No.57/RCO-TCT/2015, dt:12-12-2017.
2. Govt.Memo No.17023/53/2017-Vig.II-3, Dated:31.07.2018.
3. From the DG, ACB, Lr.No. 57/RCO-TCT/2015, Dt:24.12.2019.

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O R D E R :

It is proposed to hold an enquiry against Sri E.Subramanyam, Junior Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 on the allegation of corruption during the Surprise Check conducted by the Anti Corruption Bureau Authorities on 27.03.2013 over Integrated Boarder Check Post, Naraharipet, Chittoor District.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri E.Subramanyam, Junior Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District, is directed to submit within ten days of the receipt of this order a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri E.Subramanyam, Junior Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri E.Subramanyam, Junior Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Contd..2

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To

Sri E.Subramanyam, Junior Assistant, Integrated Boarder Check Post, Naraharipet, Chittoor District (w.e, Annexures-I to IV) **through** the Chief Commissioner of State Tax, Andhra Pradesh, Vijayawada (with a request to serve the order on the individual and send the served copy with dated signature to Government).

Copy to:

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

The Chief Commissioner of State Tax, Andhra Pradesh, Eedupugallu, Vijayawada.

SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE - I

STATEMENT OF ARTICLES OF CHARGES FRAMED AGAINST SRI E.SUBRAMANYAM, S/o SRI E. GANULAPPA, JUNIOR ASSISTANT / INSPECTOR, INTEGRATED CHECK POST, NARAHARIPET, CHITTOOR DISTRICT.

That Sri E.Subramanyam, S/o. Sri E.Gangulappa having joined Government service on 07.08.1996 as Junior Assistant in Commercial Tax Department. Presently he is working as Junior Assistant at O/o. Commercial Tax Officer, Madanapalli. At the time of surprise check he worked as Junior Assistant at Integrated Check Post, Naraharipet, Chittoor District on deputation during the period from 01.04.2012 to 31.03.2013 as per the orders of Deputy Commissioner (Commercial Tax), Chittoor. While working as Junior Assistant as Integrated Check Post, Naraharipet, Chittoor District, he committed grave misconduct in as much as:

CHARGE :

He was found absent for duty on 27.03.2013 without any prior permission or leave from the concerned authority.

Thus, Sri E.Subramanyam by his above mentioned acts exhibited lack of devotion to duty, conduct unbecoming of a Government servant and thereby contravened Rule 4(1) r/w 3(1) & (2) of AP Civil Services (Conduct) Rules, 1964.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE — II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI E.SUBRAMANYAM, S/O E. GANULAPPA, JUNIOR ASSISTANT/INSPECTOR, INTEGRATED CHECK POST, NARAHARIPET, CHITTOOR DISTRICT.

Sri E.Subramanyam, S/o. Sri E.Gangulappa is native of Bommanapalle village, Gangavaram Mandal, Chittoor District. His date of birth is 12.10.1974. He entered into Government service on 07.08.1996 as Junior Assistant, Commercial Tax Department, Chittoor District. Presently he is working as Junior Assistant, O/o. Commercial Tax Officer, Madanapalle. He worked as Junior Assistant at Integrated Check Post, Naraharipet, Chittoor District on deputation during the period from 01.04.2012 to 31.03.2013 as per the orders of Deputy Commissioner (Commercial Tax), Chittoor. He was drawing a basic pay of Rs.13,660/-. His superannuation is 31.10.2032. Herein after he is referred to as Government Servant.

CHARGE - I

He was found absent for duty without any prior permission or leave from the concerned authority.

FACTS & EVIDENCE :

Basing on the credible information that the officials working in the Integrated Check Post, Naraharipet, Chittoor District were indulging in corrupt and illegal practices and were collecting illegal gratifications/bribes from the drivers/cleaners of the vehicles passing through the check post by allowing them to pass through the check post without check for the irregularities being committed by them, a surprise check was conducted on Integrated Check Post, Naraharipet, Chittoor District on 27.03.2013 from 02.00 hours to 05.00 hours in the presence of official witnesses.

During the surprise check, the Government Servant Sri E. Subramanyam was found absent.

On enquiry, the Assistant Commercial Tax Officer Sri V.Umapathi informed that the Government Servant did not apply for any leave or did not seek any permission for his absence. Hence, it is found that the Government Servant unauthorized absent for his duty on 27.03.2013.

Thus, Sri E.Subramanyam by his above mentioned acts exhibited lack of devotion to duty, conduct unbecoming of a Government servant and thereby contravened Rule 4(1) r/w 3(1) & (2) of AP Civil Services (Conduct) Rules, 1964.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI E.SUBRAMANYAM, S/O E.GANULAPPA, JUNIOR ASSISTANT / INSPECTOR, INTEGRATED CHECK POST, NARAHARIPET, CHITTOOR DISTRICT.

1. Original Surprise Check Proceedings drafted from 1:10 hours to 11:00 hours on 08.09.2015 at Commercial Tax Boarder Check Post, near Cattle Farm, Palamaner, Chittoor District.
2. First Information Report in Cr. No.15/RCO-TCT/2015, dt: 16.09.2015 at 14:00 hrs of ACB, Tirupati Range, Tirupati.
3. Attendance Registers/ Duty Register.
4. Letter of Dy. Commissioner, Commercial Tax department, Chittoor vide in Rc.No. B1/400/2015, dt: 10.09.2015.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOME THE ARTICLES OF CHARGES FRAMED AGAINST SRI E.SUBRAMANYAM, S/O E.GANULAPPA, JUNIOR ASSISTANT / INSPECTOR, INTEGRATED CHECK POST, NARAHARIPET, CHITTOOR DISTRICT.

1. Dr. Degala Srinivasu, S/o. late Subbarao, age 53 years, Senior Medical Officer, Govt. Homeo Dispensary, Chittoor, R/o. D.No. 20, Tapovanam, Vellore Road, Chittoor Town, Chittoor District. (Mediator -1).
2. Sri Durgam Veerappa, S/o. late Venkatesh, age 57 years, Sweeper cum Scavenger, Govt. Homeo Dispensary, Chittoor, R/o. Balaji Nagar, Opp. Municipal Ele. School, Chittoor Town, Chittoor District. (Mediator -2).
3. Sri Vandavasi Umapathi, S/o. V. Chinnaswamy worked as ACTO (FAC), Integrated Check Post, Naraharipet, Chittoor District. (Mediator -3).

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER